Cumulative Table of Cases Connecticut Appellate Reports Volume 194

(Replaces Prior Cumulative Table)

Abel v. Johnson	120
Restrictive covenants; injunctions; whether trial court improperly determined that plaintiffs had standing to enforce 1956 restrictive covenant limiting use of defend-	
ant's property for residential purposes; whether trial court erred in awarding	
injunctive relief regarding storage of defendant's pickup truck as commercial	
vehicle pursuant to restrictive covenant contained in 1961 declaration; claim	
that injunctive relief regarding storage of defendant's pickup truck was beyond	
scope of plaintiffs' operative complaint; claim that relief awarded regarding	
storage of defendant's pickup truck was proper because plaintiffs' complaint	
sought broad relief with respect to any type of commercial activity pursuant to	
1956 restrictive covenant limiting use of property for residential purposes only;	
claim that plaintiff's action seeking injunctive relief concerning keeping of chick-	
ens on defendant's property was moot; whether trial court had authority to issue	
injunctive relief against defendant, who had removed chickens from her property	
prior to commencement of action; whether trial court had jurisdiction to consider	
claim that defendant violated restrictive covenant regarding keeping chickens	
on her property; whether trial court erred in awarding injunctive relief that	
indefinitely prohibited keeping of chickens on defendant's property.	150
Andrews v. Commissioner of Correction	178
Habeas corpus; whether habeas court abused its discretion in denying petition for	
certification to appeal; whether petitioner failed to demonstrate that his claims	
of ineffective assistance of counsel were debatable among jurists of reason, that	
court could have resolved issues in different manner, or that questions raised	
were adequate to deserve encouragement to proceed further; whether habeas court's	
findings were clearly erroneous; whether petitioner failed to demonstrate that	
he was prejudiced by counsel's alleged deficient performance; whether there was	
reasonable probability that outcome of trial would have been different.	001
Bank of New York Mellon v . Murdoch (Memorandum Decision)	901
Carter v. State	208
Petition for new trial; assault in first degree; attempt to commit assault in first	
degree; risk of injury to child; criminal possession of firearm; summary judg-	
ment; claim that trial court abused its discretion by denying late petition for	
certification to appeal; whether trial court properly denied request for permission	
to file late petition for certification.	001
Deutsche Bank National Trust Co. v. DeFranco (Memorandum Decision)	901
Fitch v. Forsthoefel	230
Quiet title; declaratory judgment; easements; claim that declaratory judgment ren-	
dered by trial court provided plaintiffs with no practical relief; whether contro-	
versy was justiciable; claim that because parties agreed easement was limited	
to ingress and egress, plaintiffs were in same position as they were prior to	
commencement of action; claim that trial court applied wrong standard in	
determining that defendants overburdened easement; claim that trial court	
improperly proscribed, contrary to reasonableness standard, trivial and infre-	
quent conduct.	
Grogan v. Penza	72
Dissolution of marriage; whether trial court properly denied motion for contempt;	
whether language of separation agreement that was incorporated into dissolution	
judgment was clear and unambiguous; whether trial court abused its discretion	
in declining to award attorney's fees to plaintiff.	
In re Anthony L	111
Termination of parental rights; reviewability of claim that trial court violated sub-	
stantive due process rights of respondent mother and her minor children when	
it failed to determine whether permanency plans for children that were proposed	
by respondent Commissioner of Children and Families secured more permanent	
and stable life for them compared to that which she could provide if she were	
given time to rehabilitate herself.	

In re Kadon M	100
Child neglect; transfer of guardianship of minor child; claim that trial court abused its discretion by denying oral motion of attorney for minor child to appoint	
guardian ad litem; whether trial court required input of guardian ad litem in order to determine best interests of minor child; whether trial court's denial of	
motion to appoint guardian ad litem precluded respondent mother or attorney	
for minor child from presenting evidence for trial court to weigh and consider	
in conducting its best interests analysis; whether mother explained how trial	
court's failure to appoint guardian ad litem would have affected trial.	
Jamalipour v. Fairway's Edge Assn., Inc	224
Negligence; claim that evidence did not support trial court's award of damages	
and that award would unjustly enrich plaintiff; whether evidence and rational inferences drawn therefrom provided factual basis for trial court's award of	
damages; claim that trial court improperly failed to consider relevant bylaws of	
defendant condominium association and Common Interest Ownership Act (§ 47-	
200 et seq.) in rendering its judgment.	
Mahoney v. Commissioner of Correction (Memorandum Decision)	902
Perez v. Commissioner of Correction	239
certification to appeal; credibility of witnesses.	
State v. Alexis	162
Robbery in first degree; threatening in second degree; claim that trial court improp-	
erly admitted prejudicial photograph into evidence; claim that state violated	
defendant's due process right to fair trial by eliciting testimony and making remark during closing arguments about defendant's postarrest and post-Miranda	
silence; whether defendant demonstrated harm resulting from admission of photo-	
graph into evidence; whether alleged constitutional violation was harmless	
beyond reasonable doubt.	
State v. Carter	202
Assault in first degree; attempt to commit assault in first degree; risk of injury to child; criminal possession of firearm; mootness; whether trial court erred in	
dismissing motion to set aside judgment of conviction; claim that trial court	
improperly found that it lacked subject matter jurisdiction over motion to set	
aside judgment of conviction; whether there was any practical relief that could	
be afforded to defendant in light of unchallenged collateral estoppel basis for trial	
court's dismissal of defendant's motion to set aside judgment of conviction; whether appeal was moot.	
State v. Ricks	216
Motion to correct illegal sentence; claim that due process required state to prove that	210
defendant breached initial plea agreement before state could enter into second	
plea agreement with him; adoption of trial court's memorandum of decision as	
proper statement of facts and applicable law on issues.	0.40
State v. Riddick	243
court improperly denied motion to correct judgment mittimus; improper form	
of judgment.	
Tatoian v. Tyler	1
Vexatious litigation; trusts; whether trial court properly denied motion to dismiss	
plaintiff trustee's action for vexatious litigation; claim that trial court lacked subject matter jurisdiction because trustee lacked standing at time he commenced	
action; claim that trial court improperly failed to consider whether settlor of	
trust was subjected to undue influence in connection with creation of trust; claim	
that trial court misinterpreted relevant law in its analysis of whether defendant	
beneficiaries had probable cause in prior action against trustee to claim that	
trustee failed to diversify trust's assets in violation of statute (§ 45a-541c); claim	
that trial court misinterpreted relevant law in its analysis of whether trustee could prevail merely by demonstrating that beneficiaries lacked probable cause	
to bring one of several claims beneficiaries brought against trustee in prior	
action; claim that trial court improperly analyzed whether beneficiaries had	
probable cause to bring claims against trustee in prior action where court essen-	
tially disallowed reliance by trustee on trust's exculpatory clause to demonstrate	
that beneficiaries lacked probable cause.	901